

(OLD)

B.A.LL.B FIVE YEARS INTEGRATED COURSE

VIII – SEMESTER

Paper 1.2      802      Interpretation of Statutes

Meaning of Interpretation – Basic principles of interpretation, Intention of the Legislature, Statute be read as a whole, Plain meaning rule, Harmonious Construction, Golden and

Mischief Rule – Utresmagis quam valeat pareat.

Aids to Interpretation – External – Parliamentary – Legislative debates, Statement of objects and reasons, Dictionary, Statute in Peri-materia, Contemporanea, Expositio,

Internal – Title, Preamble, Heading, Marginal Notes, Proviso and Function.

Principle of Interpretation of Constitution and Penal and Fiscal Statutes.

Delegatus non-protest delegate, Ejusdem Generies, Pith and Substance Rule. Expression

Unine exclusion, Alterios, Non-obstante clause, Mandatory and Directory provision,

Noscitur, A Soclis, Reddendo Singula Singulis Operation, Expiry and Repeal of Statutes.

Suggested Readings :

Part A :

1. G.P. Singh : Interpretation of Status
2. Swarup J. : Interpretation of Statues
3. Bindra : Interpretation of Statues
4. Sarathi : Interpretation of Statues
5. Bhattacharya T. : Interpretation of Statues (English & Hindi)

Part B :

1. Glanvilc William : Learning the Law
2. Wren and Martin : English Grammer
3. Ganga Sahai Sharma : Fundamentals of Legal Writing
4. Hindi-English Legal : Vidhi Sahitya Prakazshan, Ministru Legal  
Glossary of Law, Govt. of India, New Delhi (India)
5. David Green : Contemporary English Grammer-Structure and  
Composition
6. Ishtique Abidi : Law and Language
7. Venkataramia : Law Lexicon & Legal Maxima
8. Richard V. Wydict : Plain English for Lawyers

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VIII – SEMESTER

Paper 1.2      802      Interpretation of Statutes

1. Meaning of Interpretation – Basic principles of interpretation : Intention of Legislature, Statute be read as a whole, Plain meaning rule, ut-res-magis valeat quam pereat.
2. Guiding rules : Literal interpretation, Mischief rule, Golden rule, Harmonious Construction
3. Aids to Interpretation – (A) External Aids – Parliamentary, Legislative debates, Statement of objects and reasons, Dictionary, Statute in Pari-materia, Contemponea, Expositio,  
  
(B) Internal – Title, Preamble, Heading, Marginal Notes, Proviso and Function.
4. Aibusidiary Rules : Noscitur a sociis, Ejusdem Generis, Expressio unius est exclusion alterius, non obstante clause, Mandatory and Directory provisions, Redeendo Singulia singulis operation.
5. Principle of Interpretation of Constitution Penal and Fiscal Statutes.
6. Expiry & Repeal of Statutes.
7. Delegatus non potest delegate.

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